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Perham, MN 56573

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**VIA ECFS**

April 28, 2017

Kris Monteith  
Acting Bureau Chief, Wireline Competition Bureau  
Office of the Secretary  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

RE: Notice of Discontinuance of Common Carrier Broadband Internet Access Transmission Service Under Tariff and Change to Offering of Service on a Private Carriage Basis Only

GN Docket No. 14-28; CC Docket No. 02-33; WC Docket No. 10-90

Dear Ms. Monteith,

Pursuant to the 2006 *Wireline Broadband Classification Order*<sup>1</sup>, the 2016 *Rate-of-Return Reform Order*<sup>2</sup>, and the *Open Internet Order*<sup>3</sup>, Midwest Telephone Company, Study Area Code 361431, is hereby providing the FCC with the attached notice of the Company's discontinuance of common carrier broadband Internet access transmission service under tariff, effective July 1, 2017. Midwest Telephone Company had detariffed its consumer broadband-only loop service at the establishment of the CBOL service. In addition, the Company will offer and provide broadband Internet access transmission service including CBOL only to its affiliated Internet service provider on a private carriage basis.

Following the notice to the FCC is the notice that Midwest Telephone Company furnished its affiliated Internet service provider, which is presently the only customer of the Company's broadband Internet access transmission service.

A copy of this notice is also being sent to the Minnesota Public Utilities Commission, the Governor of Minnesota, and the Special Assistant for Telecommunications at the Department of Defense.

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<sup>1</sup> *Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities et al.*, CC Docket No. 02-33 *et al.*, Report and Order and Notice of Proposed Rulemaking, FCC 05-150 (rel. Sept. 23, 2005), para. 101 (*Wireline Broadband Classification Order*).

<sup>2</sup> *Connect America Fund et al.*, WC Docket No. 10-90 *et al.*, Report and Order, Order and Order on Reconsideration, and Further Notice of Proposed Rulemaking, 31 FCC Rcd 3087, 3159, para. 193 (2016) (*Rate-of-Return Reform Order*).

<sup>3</sup> *Protecting and Promoting the Open Internet*, GN Docket No. 14.28, Report and Order on Remand, Declaratory Ruling and Order, 30 FCC Rcd 5601, Para 460 and n. 1378 (2015).

Kris Monteith,  
Acting Bureau Chief, Wireline Competition Bureau  
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April 28, 2017  
Page 2

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Staci Malikowski", with a stylized flourish at the end.

Staci Malikowski  
Chief Financial Officer  
Midwest Telephone Company  
218-346-5500  
Staci.malikowski@arvig.com

Attachment

**Midwest Telephone Company  
Study Area Code 361431**

**Notice of Discontinuance of Common Carrier Broadband Internet Access Transmission  
Service Under Tariff  
CC Docket No. 02-33  
GN Docket No. 14-28  
WC Docket No. 10-90**

Midwest Telephone Company currently offers common carrier broadband Internet access transmission service under tariff through the National Exchange Carrier Association (NECA) Tariff F.C.C. No. 5. Midwest Telephone Company hereby provides notice that the Company has requested from NECA that it remove the Company as a provider of Digital Subscriber Line Access under Tariff F.C.C. No. 5, effective July 1, 2017. Midwest Telephone Company had previously ceased offering Consumer Broadband-Only Loop service under tariff and currently offers on a detariffed basis.

Midwest Telephone Company will continue to provide broadband Internet access transmission service on a permissive detariffed basis and on a private carriage basis exclusively to its affiliate Internet service provider (ISP). Since the Company will cease to offer its broadband Internet access transmission on a common carrier basis, it is no longer necessary for it to make public the rates, terms, and conditions of the service. Instead, the rates, terms and conditions of the service will be furnished upon request to its affiliate ISP via intercompany memorandum.

The permissive detariffing of Midwest Telephone Company's broadband Internet access and CBOL service will apply to the entirety of the Company's study area. This includes the following exchanges: Eagle Bend, Miltona, Parkers Prairie, and Urbank.

Presently, Midwest Telephone Company's only customer for its broadband Internet access transmission service is the Company's own non-regulated ISP affiliate. The Company's affiliated ISP purchases broadband Internet access transmission and CBOL service for use as an input to the retail broadband Internet access services it offers to residential and business end-user customers. The discontinuance of the tariffed offering of broadband Internet access transmission and CBOL and the change to offering under a private carriage arrangement will have no effect on the end-user services provided by the Company's affiliated ISP.

On April 27, 2017, Midwest Telephone Company furnished its affiliated ISP with the attached memorandum, which notifies the ISP of the Company's plan to discontinue its provisioning of broadband Internet access transmission service under tariff and change to a private carriage basis exclusively.

cc: Minnesota Public Utilities Commission  
Governor of Minnesota  
Special Assistant for Telecommunications at the Department of Defense



150 Second Street SW  
Perham, MN 56573

218.346.5500

To: Arvig Enterprises, Inc. <sup>arvig.com</sup>

From: Staci Malikowski, Midwest Telephone Company

Date: April 27, 2017

RE: Notice of Detariffing of Broadband Internet Access Transmission and Consumer Broadband-Only Loop Service

This is to notify you of a change in the way in which Midwest Telephone Company provides broadband Internet access transmission and CBOL service, which is used as an input for the broadband Internet access services that you offer to residential and business end-user customers.

Presently, Midwest Telephone Company provides broadband Internet access transmission service under tariff through the National Exchange Carrier Association (NECA) Tariff F.C.C. No. 5. Effective July 1, 2017, Midwest Telephone Company will no longer offer its broadband Internet access transmission service under the NECA tariff. Instead, it will offer the service on a detariffed basis similar to how Midwest Telephone Company provides your current CBOL service. Additionally, Midwest Telephone Company will be changing the overall service offering to a private carriage basis. Service offerings on a private carriage basis are made exclusively to affiliate companies of Midwest Telephone Company. As an affiliate of Midwest Telephone Company all rates, terms and conditions will be furnished upon request via intercompany memorandum.

Midwest Telephone Company's detariffed, private carriage broadband Internet access transmission and CBOL services will be offered throughout the entirety of the Company's service area. This includes the following exchanges: Eagle Bend, Miltona, Parkers Prairie, and Urbank.

The discontinuance of the tariffed offering of broadband Internet access transmission and CBOL service will have no effect upon these services or the manner in which you purchase them.